SUPREME COURT MINUTES TUESDAY, SEPTEMBER 23, 2008 SAN FRANCISCO, CALIFORNIA

S166246 F055761 Fifth Appellate District

BUNBAND (SYVANATH) v.

S.C. (PEOPLE)

Petition ordered withdrawn

(criminal case)

Pursuant to written request of petitioner the above-entitled petition for review is ordered withdrawn.

S165499 C054142 Third Appellate District

PEOPLE v. TIDWELL (JUAN

MICHAEL)

The time for granting or denying review in the above-entitled matter is hereby extended to October 27, 2008.

S165519 B192825 Second Appellate District, Div. 6

PEOPLE v. SONS (BRUCE

LYNN)

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2008.

S165609 B199209 Second Appellate District, Div. 4 **PEOPLE v. BODIAN (PETER)** The time for granting or denying review in the above-entitled matter is hereby extended to October 29, 2008.

S160996

JACKSON (KEVIN LAMONT) ON H.C.

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to the informal response is extended to October 24, 2008.

S162259

RAMSEUR (JOSEPH BRENT) ON H.C.

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the Informal Response is extended to November 21, 2008.

S162647 H030272 Sixth Appellate District

SAN JOSE, CITY OF v. OPERATING ENGINEERS LOCAL UNION NO. 3

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to October 31, 2008.

S162823 D050554 Fourth Appellate District, Div. 1

PEOPLE v. MCKEE (RICHARD)

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 24, 2008.

S142209

PROSPECT MEDICAL GROUP, INC. v. NORTHRIDGE EMERGENCY MEDICAL GROUP

Order filed

The Department of Managed Health Care's request for oral argument, filed January 29, 2007, is denied.

The request of counsel for appellants in the above-referenced cause to allow two counsel to argue on behalf of appellants at oral argument is hereby granted.

The request of appellants to allocate to amicus curiae California Department of Managed Health Care 10 minutes of appellants' 30-minute allotted time for oral argument is granted.

S142209

PROSPECT MEDICAL GROUP, INC. v. NORTHRIDGE EMERGENCY MEDICAL GROUP

Request for judicial notice granted

Appellants' requests for judicial notice, filed June 23, 2006, and November 27, 2006, are granted. Respondents' request for judicial notice, filed September 25, 2006, is granted. The request of amicus curiae, California Association of Health Plans, for judicial notice, filed December 26, 2006, is granted in part and denied in part as follows: The request to notice items A-E is granted. The request to notice items F-H is denied.

S166765 (ROBERT)

PEOPLE v. FERRO

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S165359

SPAHR ON DISCIPLINE

Recommended discipline imposed It is ordered that CHESTERFIELD A. SPAHR, State Bar No. 190173, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California. CHESTERFIELD A. SPAHR is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If CHESTERFIELD A. SPAHR is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that CHESTERFIELD A. SPAHR take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See Segretti v. State Bar (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that CHESTERFIELD A. SPAHR comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S165360

DAVIS ON DISCIPLINE

Recommended discipline imposed: disbarred

It is hereby ordered that TODD C. DAVIS, State Bar No. 186531, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S165361

JAFFE ON DISCIPLINE

Recommended discipline imposed

It is ordered that HAROLD JAFFE, State Bar No. 57397, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 14, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See Segretti v. State Bar (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S165363

RAKUS ON DISICIPLINE

Recommended discipline imposed

It is ordered that CHESTER JOHN RAKUS, State Bar No. 37242, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 21, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See Segretti v. State Bar (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S165365

TURNER ON DISCIPLINE

Recommended discipline imposed

It is ordered that SCOTT EVANS TURNER, State Bar No. 67856, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed May 30, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.